

sylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 1703—Filed, August 12, 1936; 12:45 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 11th day of August A. D. 1936.

[Filed on August 5, 1936]

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE HUMBLE-ZAPPE FARM, BY JOHNSTON CO., INC., RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)), AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

1. In that no full explanation has been given in Item 3, Division III, of the facts used in determining the porosity and saturation factors for the particular tract.

2. In that Item 2, Division III, states the estimation of recoverable oil is based upon the developed portion of the tract only, i. e., eighty acres. Yet, in Item 18 (viii) of Division II it is stated that twelve more wells must be drilled to recover the estimated reserve, which is in conflict with the drilling practice in the field.

3. In that there is no basis in the estimate, Division III, to support or justify Items 4 (e) and (f) thereof.

It is ordered, pursuant to Rule 340(a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 9th day of September 1936, that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Lobingier, an officer of the Commission be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that the taking of testimony in this proceeding commence on the 25th day of August 1936, at 11:00 o'clock in the forenoon of that day at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 1705—Filed, August 12, 1936; 12:46 p. m.]

Friday, August 14, 1936

No. 110

DEPARTMENT OF AGRICULTURE

Agricultural Adjustment Administration.

NCR-B-3-A

Issued August 4, 1936

1936 AGRICULTURAL CONSERVATION PROGRAM—NORTH CENTRAL REGION

BULLETIN NO. 3-A

Pursuant to the authority vested in the Secretary of Agriculture under Section 3 of the Soil Conservation and Domestic Allotment Act, North Central Region Bulletin No. 3 is hereby amended by the addition of Sections 3, 4, 5, and 6, which read as follows:

SECTION 3. Normal Amount, Raw Value, of Sugar Commercially Recoverable Per Ton of Sugar Beets.—The number of pounds, raw value, of sugar commercially recoverable per ton of sugar beets in each State in the North Central Region in which sugar beets are grown is:

| State: | Pounds |
|-------------------|--------|
| Illinois..... | 299 |
| Indiana..... | 300 |
| Iowa..... | 283 |
| Michigan..... | 303 |
| Minnesota..... | 305 |
| Nebraska..... | 290 |
| Ohio..... | 297 |
| South Dakota..... | 314 |
| Wisconsin..... | 299 |

SECTION 4. Normal Yield Per Acre of Sugar Beets.—In accordance with the provisions of Section 3 of Part II of N. C. R.—B-1, Revised, the normal yield per acre of sugar beets for a farm will be the representative yield for such farm which was established, or could have been established, under the procedure for the sugar beet adjustment program for 1935. For farms on which sugar beets are grown in 1936 for which the normal sugar beet yield cannot be established under such procedure, the normal yield for such farm will be the average yield for the period 1930 to 1933, inclusive, for the district of the factory to which the beets are contracted to be sold.

Such adjustments may be made in any yield established as aforesaid as the county committee or State committee determines may be necessary more accurately to reflect the normal yield for the farm, provided such adjustment shall not result in any increase in the weighted average yield for the county or factory district above the weighted average yield for such county or factory district prior to such adjustment.

SECTION 5. Normal County Average Yield Per Acre of Flaxseed.—In accordance with the provisions of Section 4, of Part II, of N. C. R.—B-1, Revised, the normal yield per seeded acre of flaxseed shall be as follows in the respective counties of the States of the North Central Region:

IOWA

County—Normal Yield per Acre

Buena Vista, 12.6; Cherokee, 10.5; Clay, 9.4; Dickinson, 11.0; Emmet, 11.2; Lyon, 11.8; O'Brien, 11.6; Osceola, 11.8; Palo Alto, 9.2; Plymouth, 10.5; Pocahontas, 10.6; Sioux, 10.5.

Butler, 7.4; Cerro Gordo, 7.8; Floyd, 7.4; Franklin, 7.4; Hancock, 7.4; Humboldt, 7.4; Keosau, 8.6; Mitchell, 8.2; Winnebago, 9.2; Worth, 8.0; Wright, 7.4.

Allamakee, 7.7; Black Hawk, 7.7; Bremer, 7.7; Buchanan, 7.7; Chickasaw, 7.7; Clayton, 7.7; Delaware, 7.7; Dubuque, 7.7; Fayette, 7.7; Howard, 5.6; Winnebago, 8.2.

Audubon, 9.6; Calhoun, 9.6; Carroll, 9.6; Crawford, 9.6; Greene, 9.6; Guthrie, 9.6; Harrison, 9.6; Ida, 9.6; Monona, 7.8; Sac, 9.6; Shelby, 9.6; Woodbury, 9.6.

Boone, 8.1; Dallas, 8.1; Grundy, 8.1; Hamilton, 8.1; Hardin, 8.1; Jasper, 8.1; Marshall, 8.1; Polk, 8.1; Poweshiek, 8.1; Story, 8.1; Tama, 8.1; Webster, 8.1.

Benton, 11.7; Cedar, 11.7; Clinton, 11.7; Iowa, 11.7; Jackson, 11.7; Johnson, 11.7; Jones, 11.7; Linn, 11.7; Muscatine, 11.7; Scott, 11.7. Adair, 12.6; Adams, 12.6; Cass, 12.6; Fremont, 12.6; Mills, 12.6; Montgomery, 12.6; Page, 12.6; Pottawattamie, 12.6; Taylor, 12.6.

Appanoose, 12.8; Clarke, 12.8; Decatur, 12.8; Lucas, 12.8; Madison, 12.8; Marion, 12.8; Monroe, 12.8; Ringgold, 12.8; Union, 12.8; Warren, 12.8; Wayne, 12.8.

Davis, 8.0; Des Moines, 8.0; Henry, 8.0; Jefferson, 8.0; Keokuk, 8.0; Lee, 8.0; Louisa, 8.0; Mahaska, 8.0; Van Buren, 8.0; Wapello, 8.0; Washington, 8.0.

MINNESOTA

County—Normal Yield Per Acre

Becker, 6.6; Clay, 5.1; Clearwater, 9.2; Kittson, 5.9; Mahanomi, 6.3; Marshall, 7.4; Norman, 5.9; Pennington, 7.6; Polk, 7.3; Red Lake, 7.6; Roseau, 8.0.
 Beltrami, 7.5; Cass, 8.5; Hubbard, 8.5; Itasca, 8.5; Koochiching, 8.5; Lake of the Woods, 9.4.
 Cook, 8.5; Lake, 8.5; St. Louis, 8.5.
 Bigstone, 7.6; Chippewa, 9.2; Douglas, 8.0; Grant, 7.0; Lac Qui Parle, 7.9; Otter Tail, 6.9; Pope, 8.0; Stevens, 7.3; Swift, 7.7; Traverse, 7.4; Wilkin, 5.5; Yellow Medicine, 8.7.
 Benton, 6.4; Carver, 10.3; Kandiyohi, 9.4; McLeod, 10.8; Meeker, 10.0; Morrison, 6.6; Renville, 10.2; Scott, 10.3; Sherburne, 6.1; Sibley, 11.2; Stearns, 8.2; Todd, 7.6; Wadena, 5.2; Wright, 8.8.
 Aitkin, 9.4; Anoka, 8.3; Carlton, 8.3; Chisago, 8.3; Crow Wing, 8.3; Hennepin, 8.3; Isanti, 8.3; Kanabec, 8.3; Millelacs, 8.3; Pine, 8.3; Ramsey, 8.3; Washington, 8.3.
 Cottonwood, 10.1; Jackson, 10.9; Lincoln, 7.8; Lyon, 8.6; Murray, 9.8; Nobles, 10.7; Pipestone, 8.5; Redwood, 9.7; Rock, 10.8.
 Blue Earth, 10.9; Brown, 11.2; Faribault, 11.0; Freeborn, 9.8; Lesueur, 11.0; Martin, 11.4; Nicollet, 10.4; Rice, 10.8; Steele, 9.4; Waseca, 9.4; Watonwan, 11.6.
 Dakota, 9.6; Dodge, 8.1; Fillmore, 10.6; Goodhue, 11.6; Houston, 11.6; Mower, 7.8; Olmsted, 9.8; Wabasha, 10.6; Winona, 11.2.

MISSOURI

County—Normal Yield Per Acre

All Counties, 5.7.

NEBRASKA

County—Normal Yield per Acre

Banner, 6.1; Box Butte, 6.3; Cheyenne, 6.4; Dawes, 6.5; Deuel, 6.4; Garden, 6.4; Kimball, 5.6; Morrill, 6.4; Scotts Bluff, 6.4; Sheridan, 5.5; Sioux, 6.3.
 Arthur, 5.6; Blaine, 5.6; Boyd, 5.6; Brown, 5.6; Cherry, 5.6; Garfield, 5.6; Grant, 5.6; Holt, 5.6; Hooker, 5.6; Keyapaha, 5.6; Logan, 5.6; Loup, 5.6; McPherson, 5.6; Rock, 5.6; Thomas, 5.6; Wheeler, 5.6.
 Antelope, 6.5; Boone, 6.5; Burt, 6.5; Cedar, 6.5; Cuming, 6.5; Dakota, 6.5; Dixon, 6.5; Knox, 6.5; Madison, 6.5; Pierce, 6.5; Stanton, 6.5; Thurston, 6.5; Wayne, 6.5.
 Buffalo, 6.0; Custer, 6.0; Dawson, 6.0; Greeley, 6.0; Hall, 6.0; Howard, 6.0; Sherman, 6.0; Valley, 6.0.
 Butler, 7.4; Cass, 7.4; Colfax, 7.4; Dodge, 7.4; Douglas, 7.4; Hamilton, 7.4; Lancaster, 7.4; Merrick, 7.4; Nance, 7.4; Platte, 7.4; Polk, 7.4; Sarpy, 7.4; Saunders, 7.4; Seward, 7.4; Washington, 7.4; York, 7.4.
 Chase, 6.0; Dundy, 6.0; Frontier, 6.0; Hayes, 6.0; Hitchcock, 6.0; Keith, 6.0; Lincoln, 6.0; Perkins, 6.0; Red Willow, 6.0.
 Adams, 5.7; Franklin, 5.7; Furnas, 5.7; Gosper, 5.7; Harlan, 5.7; Kearney, 5.7; Phelps, 5.7; Webster, 5.7.
 Clay, 7.3; Fillmore, 7.3; Gage, 7.3; Jefferson, 7.3; Johnson, 7.3; Nemaha, 7.3; Nuckolls, 7.3; Otoe, 7.3; Pawnee, 7.3; Richardson, 7.3; Saline, 7.3; Thayer, 7.3.

SOUTH DAKOTA

County—Normal Yield Per Acre

Butte, 3.8; Corson, 2.3; Dewey, 2.5; Harding, 2.7; Perkins, 2.9; Ziebach, 2.3.
 Brown, 4.4; Campbell, 2.5; Edmunds, 3.6; Falk, 2.7; McPherson, 3.7; Potter, 2.6; Spink, 3.0; Walworth, 2.7.
 Clark, 3.5; Codrington, 4.1; Day, 4.7; Deuel, 4.3; Grant, 5.3; Hamlin, 4.4; Marshall, 4.5; Roberts, 5.5.
 Armstrong, 2.8; Haakon, 3.2; Jackson, 2.5; Lawrence, 6.7; Meade, 3.4; Pennington, 4.0; Stanley, 2.8.
 Aurora, 2.9; Beadle, 2.9; Brule, 3.3; Buffalo, 2.1; Hand, 2.4; Hughes, 2.2; Hyde, 2.3; Jerauld, 3.1; Sully, 2.9.
 Brookings, 4.4; Davison, 3.9; Hanson, 4.6; Kingsbury, 4.6; Lake, 5.4; McCook, 5.7; Miner, 4.3; Minnehaha, 7.3; Moody, 7.4; Sanborn, 4.6.
 Bennett, 3.3; Custer, 4.4; Fall River, 2.5; Shannon, 4.2; Washbaugh, 3.8; Washington, 3.4.
 Gregory, 2.4; Jones, 2.2; Lyman, 2.4; Mellette, 2.5; Todd, 3.6; Tripp, 3.0.
 Bon Homme, 5.4; Charles Mix, 3.7; Clay, 6.1; Douglas, 4.0; Hutchinson, 4.9; Lincoln, 9.3; Turner, 5.4; Union, 6.8; Yankton, 6.7.

WISCONSIN

County—Normal Yield Per Acre

Barron, 9.2; Bayfield, 11.6; Burnett, 9.2; Chippewa, 9.2; Douglas, 11.0; Polk, 9.2; Rusk, 9.2; Sawyer, 9.2; Washburn, 9.2.
 Ashland, 12.0; Clark, 12.7; Iron, 12.7; Lincoln, 12.7; Marathon, 10.8; Oneida, 12.7; Price, 12.7; Taylor, 12.7; Vilas, 12.7.
 Florence, 10.9; Forest, 10.9; Langlade, 10.9; Marinette, 10.9; Oconto, 10.9; Shawano, 11.4.
 Buffalo, 10.5; Dunn, 10.5; Eau Claire, 10.5; Jackson, 10.5; LaCrosse, 10.5; Monroe, 10.5; Pepin, 10.5; Pierce, 10.1; St. Croix, 9.6; Trempealeau, 10.5.
 Adams, 9.6; Green Lake, 9.6; Juneau, 9.6; Marquette, 9.6; Portage, 9.6; Waupaca, 9.6; Waushara, 9.6; Wood, 9.6.
 Brown, 11.7; Calumet, 11.7; Door, 11.7; Fond du Lac, 11.7; Kewaunee, 11.7; Manitowoc, 11.7; Outagamie, 11.7; Sheboygan, 11.7; Winnebago, 11.7.
 Crawford, 12.6; Grant, 12.6; Iowa, 12.6; Lafayette, 12.6; Richland, 12.6; Sauk, 12.6; Vernon, 12.6.
 Columbia, 12.7; Dane, 12.7; Dodge, 12.7; Green, 12.7; Jefferson, 12.7; Rock, 12.7.

Kenosha, 12.8; Milwaukee, 12.8; Ozaukee, 12.8; Racine, 12.8; Walworth, 12.8; Washington, 12.8; Waukesha, 12.8.

SECTION 6. *Normal Yield per Acre of Flaxseed for Individual Farms.*—For individual farms in the foregoing counties, listed under Section 5 hereof, the normal yield per acre of flaxseed for such farms shall be the result obtained by multiplying the yield per acre of flaxseed for the county in which such farm is located by the productivity index established for such farm in accordance with the provisions of N. C. R.—8, Revised, and dividing the product by 100.

In testimony whereof, R. G. Tugwell, Acting Secretary of Agriculture, has hereunto set his hand and caused the official seal of the Department of Agriculture to be affixed in the City of Washington, District of Columbia, this 4th day of August 1936.

[SEAL]

R. G. TUGWELL,
Acting Secretary of Agriculture.

[F. R. Doc. 1719—Filed, August 13, 1936; 12:42 p. m.]

WR—B—3—Supplement (b)

Issued August 12, 1936

1936 AGRICULTURAL CONSERVATION PROGRAM—WESTERN REGION

BULLETIN NO. 3, SUPPLEMENT (B)

Pursuant to the authority vested in the Secretary of Agriculture under Section 8 of the Soil Conservation and Domestic Allotment Act, Western Region Bulletin No. 3, as amended by Supplement (a), is hereby further amended by this Supplement (b) as follows:

SECTION 1. Section 4 (B), Part II of Western Region Bulletin No. 3 is hereby amended to read as follows:

(B) *Normal Yield of Sugar Beets and Pounds of Raw Sugar Commercially Recoverable.*—The normal yield per acre of sugar beets for the farm will be the representative yield set out in the sugar beet adjustment contract for the farm covered by such contract. For farms not covered by a sugar beet adjustment contract, but on which sugar beets were grown in one or more years from 1930 to 1935, inclusive, the normal yield per acre shall be the representative yield that could have been established if a sugar adjustment contract had been made. For farms on which sugar beets are grown for the first time in 1936 the normal yield will be the average yield for the period 1930 to 1933, inclusive, for the district of the factory to which the beets are contracted to be sold.

Such adjustment may be made in any yield established as aforesaid as the county committee or the State committee determines may be necessary more accurately to reflect the normal yield for the farm, provided such adjustment shall not result in any increase in the weighted average yield for the county or factory district above the weighted average yield for such county or factory district prior to such adjustment.

The number of pounds of sugar, raw value, commercially recoverable per ton of beets in each State in the Western Region in which sugar beets are grown is:

California, 342; Colorado, 297; Idaho, 330; Kansas, 276; Oregon, 330; Montana, 324; New Mexico, 297; Utah, 314; Washington, 300; Wyoming, 321; Eastern North Dakota,¹ 305; Western North Dakota,² 324.

SECTION 2. Section 5 (B), Part II of Western Region Bulletin No. 3 is hereby amended to read as follows:

(B) *Normal Yield of Flaxseed per Acre.*—The normal yield of flaxseed per seeded acre for the following counties in the States of the Western Region, based in general upon the 1928–32 average yields per seeded acre, with necessary adjustments in areas where little or no flax was grown during those years, are established as follows:

ARIZONA

County—Normal Yield

Maricopa, 20.0; Yuma, 20.0.

CALIFORNIA

County—Normal Yield

Butte, 12.0; Colusa, 12.0; Fresno, 18.0; Glenn, 12.0; Imperial, 20.0; Kern, 15.0; Kings, 15.0; Madera, 14.0; Merced, 14.0; Riverside, 17.0; Sacramento, 12.0; San Joaquin, 16.0; Solano, 12.0; Stanislaus, 18.0; Sutter, 12.0; Tehama, 12.0; Tulare, 13.0; Yolo, 12.0; Yuba, 12.0.

KANSAS

County—Normal Yield

Allen, 6.1; Anderson, 5.9; Atchison, 5.0; Barber, 5.0; Barton, 5.0; Bourbon, 5.4; Brown, 7.5; Butler, 5.0; Chase, 5.0; Chautauqua, 5.8; Cherokee, 6.3; Cheyenne, 5.0; Clark, 5.0; Clay, 5.0; Cloud, 5.0; Coffey,

¹ For beets sold in Minnesota.² For beets sold in Montana.

5.8; Comanche, 5.0; Cowley, 5.0; Crawford, 5.7; Decatur, 5.0; Dickinson, 5.0; Doniphan, 5.0; Douglas, 6.0; Edwards, 5.0; Ellis, 5.4; Ellis, 5.0; Ellsworth, 5.0; Finney, 5.0; Ford, 5.0; Franklin, 6.5; Geary, 5.0; Gove, 5.0; Graham, 5.0; Grant, 5.0; Gray, 5.0; Greeley, 5.0; Greenwood, 5.5; Hamilton, 5.0; Harper, 5.0; Harvey, 5.0; Haskell, 5.0; Hodgeman, 5.0; Jackson, 6.0; Jefferson, 5.5; Jewell, 5.0; Johnson, 6.5; Kearny, 5.0; Kingman, 5.0; Kiowa, 5.0; Labette, 6.1; Lane, 5.0; Leavenworth, 5.8; Lincoln, 5.0; Linn, 6.0; Logan, 5.0; Lyon, 5.9; McPherson, 5.0; Marion, 5.0; Marshall, 5.0; Meade, 5.0; Miami, 6.0; Mitchell, 5.0; Montgomery, 6.2; Morris, 5.0; Morton, 5.0; Nemaha, 5.0; Neosho, 5.5; Ness, 5.0; Norton, 5.0; Osage, 6.1; Osborne, 5.0; Ottawa, 5.0; Pawnee, 5.0; Phillips, 5.0; Pottawatomie, 5.0; Pratt, 5.0; Rawlins, 5.0; Reno, 5.0; Republic, 5.0; Rice, 6.0; Riley, 5.0; Rooks, 5.0; Rush, 5.0; Russell, 5.0; Saline, 5.0; Scott, 5.0; Sedgwick, 5.0; Seward, 5.0; Shawnee, 5.0; Sheridan, 5.0; Sherman, 5.0; Smith, 5.0; Stafford, 5.0; Stanton, 5.0; Stevens, 5.0; Sumner, 5.0; Thomas, 5.0; Trego, 5.0; Wabunsee, 5.0; Wallace, 5.0; Washington, 5.0; Wichita, 5.0; Wilson, 5.5; Woodson, 5.6; Wyandotte, 5.0.

MONTANA

County—Normal Yield

Big Horn, 2.5; Blaine, 3.9; Carbon, 4.3; Carter, 3.2; Cascade, 5.2; Chouteau, 3.8; Custer, 3.6; Daniels, 3.3; Dawson, 3.2; Fallon, 3.4; Fergus, 5.0; Garfield, 2.9; Glacier, 6.4; Golden Valley, 3.7; Hill, 4.2; Judith Basin, 3.9; Liberty, 3.2; McCone, 3.0; Musselshell, 4.0; Petroleum, 2.0; Phillips, 3.3; Pondera, 5.4; Powder River, 3.7; Prairie, 3.4; Richland, 3.8; Roosevelt, 3.6; Rosebud, 2.0; Sheridan, 4.1; Stillwater, 4.4; Sweet Grass, 3.9; Teton, 5.7; Toole, 4.1; Treasure, 4.5; Valley, 3.2; Wibaux, 3.0; Yellowstone, 3.6.

NORTH DAKOTA

County—Normal Yield

Adams, 3.1; Barnes, 3.6; Benson, 4.4; Billings, 3.0; Bottineau, 3.6; Bowman, 3.0; Burke, 3.7; Burleigh, 3.4; Cass, 5.3; Cavalier, 4.7; Dickey, 4.9; Divide, 3.7; Dunn, 3.1; Eddy, 3.6; Emmons, 3.6; Foster, 3.2; Golden Valley, 3.5; Grand Forks, 4.7; Grant, 3.1; Griggs, 3.6; Hettinger, 3.2; Kidder, 2.9; La Moure, 4.8; Logan, 4.9; McHenry, 3.1; McIntosh, 4.7; McKenzie, 3.5; McLean, 3.7; Mercer, 3.1; Morton, 3.1; Mountrail, 3.0; Nelson, 4.8; Oliver, 3.3; Pembina, 5.0; Pierce, 4.3; Ramsey, 5.3; Ransom, 4.2; Renville, 3.5; Richland, 5.3; Rolette, 3.9; Sargent, 4.7; Sheridan, 3.6; Sioux, 2.6; Slope, 3.3; Stark, 3.6; Steele, 3.4; Stutsman, 3.3; Towner, 4.2; Traill, 5.2; Walsh, 5.9; Ward, 3.5; Wells, 4.0; Williams, 3.4.

OREGON

County—Normal Yield

Baker, 10.0; Benton, 8.0; Clackamas, 12.0; Columbia, 20.0; Clatsop, 20.0; Coos, 10.0; Curry, 10.0; Crook, 10.0; Deschutes, 10.0; Douglas, 10.0; Gilliam, 4.0; Grant, 10.0; Harney, 8.0; Hood River, 10.0; Jackson, 8.0; Jefferson, 3.0; Josephine, 12.0; Klamath, 15.0; Lake, 10.0; Lane, 10.0; Lincoln, 9.0; Linn, 12.0; Malheur, 15.0; Marion, 10.0; Morrow, 4.0; Multnomah, 12.0; Polk, 9.0; Sherman, 4.0; Tillamook, 8.0; Umatilla, 6.0; Union, 12.0; Wallowa, 14.0; Wasco, 5.0; Washington, 12.0; Wheeler, 4.0; Yamhill, 13.0.

The normal yields per acre for an individual farm will be determined by multiplying the normal county yield by the productivity index established for the farm by the County Committee. The weighted county average yield of flaxseed obtained by multiplying the normal county average flaxseed yield by the individual productivity indices of the farms on which work sheets are filed shall not exceed the normal yield of flaxseed per seeded acre established for the county unless a variation shall be recommended by the State Committee and approved by the Agricultural Adjustment Administration.

In testimony whereof, M. L. Wilson, Acting Secretary of Agriculture, has hereunto set his hand and caused the official seal of the Department of Agriculture to be affixed in the City of Washington, District of Columbia, this 12th day of August 1936.

[SEAL]

M. L. WILSON,
Acting Secretary of Agriculture.

[F. R. Doc. 1720—Filed, August 13, 1936; 12:42 p. m.]

FARM CREDIT ADMINISTRATION.

FCA 16

AMENDMENT TO REGULATIONS WITH RESPECT TO EXCHANGE AND TRANSFER OF FARM LOAN BONDS

August 13, 1936.

Pursuant to the authority provided in the Federal Farm Loan Act, as amended (39 Stat. 360), the Act of January 23, 1932 (47 Stat. 12), the Farm Credit Act of 1933 (48 Stat. 257), and Executive Order No. 6084 of the President of the United States, dated March 27, 1933; Section 22½ of the

Rules and Regulations, effective prior to June 8, 1926, as amended (Chapter II, Section 9, Federal Register Compilation), is hereby amended to read as follows:

Section 9. Exchange and transfer of farm loan bonds.—(a) *Bonds Issued by Federal Land Banks Individually and Bonds Issued by Joint Stock Land Banks.*—Upon reasonable request by any holder of outstanding farm loan bonds issued by a Federal land bank individually or by a joint stock land bank, such bank shall make exchanges of its farm loan bonds of the same issue. No charge shall be made by the bank for the issuance of coupon bonds of \$500 denomination or over in exchange for coupon bonds of smaller denomination, nor for the issuance of registered bonds in exchange for registered bonds of the same denomination, nor for the issuance of registered bonds of \$500 denomination or over in exchange for registered bonds of smaller denomination. For the issuance of coupon bonds of less than \$500 denomination, the bank may make a charge not to exceed that permitted in schedules which are sent to the banks from time to time by the Farm Credit Administration based upon average costs of preparation. Except as otherwise provided in this paragraph, the bank may make a charge for exchanges not to exceed 50¢ for each bond issued. Application to exchange or transfer bonds should be made to the issuing bank. Where request for the exchange or transfer of bonds is made by guardians, executors, administrators, trustees, or other fiduciary officers holding such bonds in their official capacities, the request should be accompanied by authenticated copies of the appointment of such officer and other court orders, showing the authority under which the bonds are held and the right to exchange or transfer the same. Such copies of court records should be examined by the legal officers of the bank to determine their sufficiency and retained in the files of the bank. The request should be forwarded to the registrar of the district in which the bank is located accompanied by the certificate of the legal officer of the bank to the effect that he has examined such papers and that they are sufficient to show legal ownership of the bonds in the officer making the request. A copy of the request and certificate should be forwarded by the registrar to the Custodian of Securities of the Farm Credit Administration. The foregoing provisions with respect to the proof to be submitted by persons acting in representative capacities with requests for the exchange or transfer of bonds shall not be applicable to assignments of matured or called registered farm loan bonds issued individually by the Federal land banks and paid or redeemed through the Federal Reserve Banks. All assignments of matured or called registered individual bonds of Federal land banks paid or redeemed through the Federal Reserve Banks shall be executed in accordance with the regulations of the United States Treasury Department governing assignments of United States bonds insofar as such regulations may be applicable: *Provided, however,* That the officers indicated in the instructions appearing on the bonds may witness assignments of such matured or called registered individual bonds of Federal land banks, and that detached assignments of such bonds, which are properly executed and attached to the bonds, may be accepted: *Provided further,* That assignments of such bonds executed by an attorney-in-fact may be accepted when accompanied by an executed power of attorney authorizing such assignments, or when accompanied by a copy of a power of attorney that has been duly recorded in an office of public record and properly certified to be a true copy by an officer in charge of such records.

(b) *Consolidated Bonds Issued by the Twelve Federal Land Banks.*—Consolidated bonds issued by the twelve Federal land banks may be exchanged for bonds of the same issue, and assignments of registered consolidated bonds of all issues may be effected, under and in accordance with the regulations of the United States Treasury Department governing exchanges and transfers of United States bonds.

[SEAL]

A. S. GOSS,
Land Bank Commissioner.

[F. R. Doc. 1714—Filed, August 13, 1936; 11:48 a. m.]

FEDERAL HOME LOAN BANK BOARD.

Home Owners' Loan Corporation.

AUTHORITY FOR DELEGATION OF DEPUTIES

Be it resolved, That the last sentence of the second paragraph of Section 1 h of Chapter V of the Regional Manual and of Chapter XXX of the State Manual, is hereby amended to read as follows:

Any authority hereinabove vested in the State Manager and the District Manager may also be exercised by any Assistant to the State Manager, in Charge of Property Management, or by any Assistant to the District Manager, in Charge of Property Management, or any District Property Management Supervisor, when duly deputized for such purpose with the approval of the General Manager or a Deputy General Manager.

[F. R. Doc. 1713—Filed, August 13, 1936; 9:47 a. m.]

FEDERAL POWER COMMISSION.

Commissioners: Frank R. McNinch, Chairman; Basil Manly, Vice Chairman; Herbert J. Drane, Claude L. Draper, Clyde L. Seavey.

ORDER SETTING HEARING

[Docket IT-5452-S]

The following order was adopted:

Gulf States Utilities Company, a Texas corporation, having on August 8, 1936, filed with the Commission its application under Section 204 of the Federal Power Act for authority to issue \$17,300,000 principal amount of First Mortgage and Refunding Bonds and \$4,000,000 principal amount of debentures, for the purpose of refunding outstanding bond issues and paying the expenses incidental thereto:

It is ordered:

That a hearing be held on said application on Tuesday, August 25, 1936, at 10 a. m. in the Commission's hearing room, 8th Floor, Carpenters Building, 1003 K Street NW., Washington, D. C.

Adopted by the Commission on August 11, 1936.

[SEAL]

LEON M. FUGUAY,
Acting Secretary.

[F. R. Doc. 1708—Filed, August 13, 1936; 9:16 a. m.]

FEDERAL TRADE COMMISSION.

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its offices in the City of Washington, D. C., on the 11th day of August A. D. 1936.

Commissioners: Charles H. March, Chairman; Garland S. Ferguson, Jr., Ewin L. Davis, William A. Ayres, Robert E. Freer.

[Docket No. 2881]

IN THE MATTER OF HOGAN ADVERTISING COMPANY, A CORPORATION
TRADING AS THE SENDOL COMPANY

ORDER EXTENDING TIME FOR FILING ANSWER

This matter coming on to be heard by the Commission upon the request of the respondent for an extension of time from August 14, 1936, to September 15, 1936, within which to file answer to the complaint herein, and the Commission having duly considered the said request and being now fully advised in the premises;

It is ordered, that the request of respondent for an extension of time from August 14, 1936, to September 15, 1936, within which to file answer to the complaint herein be, and the same hereby is, granted.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 1709—Filed, August 13, 1936; 9:19 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 8th day of August A. D. 1936.

Commissioners: Charles H. March, Chairman; Garland S. Ferguson, Jr., Ewin L. Davis, W. A. Ayres, Robert E. Freer.

[Docket No. 2792]

IN THE MATTER OF DR. ROBERT G. JACKSON, DOING BUSINESS
UNDER THE TRADE NAME OF JACKSON PUBLISHING COMPANY

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR
TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade

Commission, under an Act of Congress (38 Stat. 15 U. S. C. A., Section 41),

It is ordered, that W. W. Sheppard, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, that the taking of testimony in this proceeding begin on Thursday, August 13, 1936, at nine o'clock in the forenoon of that day (eastern standard time), in Room 428, Federal Building, Buffalo, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 1710—Filed, August 13, 1936; 9:19 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 11th day of August A. D. 1936.

Commissioners: Charles H. March, Chairman; Garland S. Ferguson, Jr., Ewin L. Davis, W. A. Ayres, Robert E. Freer.

[Docket No. 2820]

IN THE MATTER OF JEAN VIVADOU AND HENRY G. LUBIN, CO-
PARTNERS DOING BUSINESS UNDER THE FIRM NAME AND STYLE
OF JEAN VIVADOU COMPANY

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR
TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered, that John W. Norwood, an examiner of this Commission, be, and he hereby is, designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, that the taking of testimony in this proceeding begin on Monday, August 17, 1936, at nine o'clock in the forenoon of that day (eastern standard time), in Room 500, 45 Broadway, New York City.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, Secretary.

[F. R. Doc. 1711—Filed, August 13, 1936; 9:20 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 10th day of August A. D. 1936.

Commissioners: Charles H. March, Chairman; Garland S. Ferguson, Jr., Ewin L. Davis, W. A. Ayres, Robert E. Freer.

[Docket No. 2851]

IN THE MATTER OF VAN OGDEN, INC., AND FREDERICK T. GORDON

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR
TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered, that William C. Reeves, an examiner of this Commission, be, and he hereby is, designated and appointed

to take testimony and receive evidence in this proceeding, and to perform all other duties authorized by law;

It is further ordered, that the taking of testimony in this proceeding begin on Tuesday, September 1, 1936, at nine o'clock in the forenoon of that day (central standard time), in Room 1123, New Post Office Building, Chicago, Illinois.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary*.

[F. R. Doc. 1712—Filed, August 13, 1936; 9:20 a. m.]

INTERSTATE COMMERCE COMMISSION.

[Fourth Section Application No. 16468]

FERTILIZERS FROM ST. LOUIS, MO., AND GROUPS, TO THE SOUTH

AUGUST 13, 1936.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act,

Filed by: J. E. Telford, Agent.

Commodities involved: Fertilizers and fertilizer materials, including sulphate of ammonia, in carloads and less-than-carload quantities.

From: St. Louis, Mo., and points grouped therewith.

To: Points in southern territory.

Grounds for relief: Carrier competition.

Any interested party desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice; otherwise the Commission may proceed to investigate and determine the matters involved in such application without further or formal hearing.

By the Commission, division 2.

[SEAL]

GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 1716—Filed, August 13, 1936; 12:01 p. m.]

[Fourth Section Application No. 16469]

MELONS FROM COLORADO POINTS TO OFFICIAL TERRITORY

AUGUST 13, 1936.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act,

Filed by: L. E. Kipp, Agent.

Commodities involved: Melons, cantaloupes, honey dew, honeyball, casaba, and honeymoon, in carloads.

From: Points in Colorado.

To: Points in Official territory.

Grounds for relief: To maintain grouping.

Any interested party desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice; otherwise the Commission may proceed to investigate and determine the matters involved in such application without further or formal hearing.

By the Commission, division 2.

[SEAL]

GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 1717—Filed, August 13, 1936; 12:01 p. m.]

[Fourth Section Application No. 16470]

PETROLEUM AND PETROLEUM PRODUCTS FROM AND TO POINTS IN MINNESOTA

AUGUST 13, 1936.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul

provision of section 4 (1) of the Interstate Commerce Act,

Filed by: The Chicago, Rock Island and Pacific Railway Company.

Commodities involved: Petroleum and petroleum products, in carloads.

From: Minneapolis, Minnesota Transfer and St. Paul, Minn.

To: Worthington, Minn.

Grounds for relief: Circuitous routes.

Any interested party desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice; otherwise the Commission may proceed to investigate and determine the matters involved in such application without further or formal hearing.

By the Commission, division 2.

[SEAL]

GEORGE B. MCGINTY, *Secretary*.

[F. R. Doc. 1718—Filed, August 13, 1936; 12:01 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 13th day of August A. D. 1936.

[File 32-32]

IN THE MATTER OF NEW YORK AND RICHMOND GAS COMPANY

NOTICE OF HEARING AND ORDER DESIGNATING TRIAL EXAMINER.

An application having been duly filed with this Commission, by New York and Richmond Gas Company, a subsidiary company of a registered holding company, pursuant to Section 6 (b) of the Public Utility Holding Company Act of 1935, for an exemption from the provisions of Section 6 (a) of said Act of the issue and sale by applicant of \$2,125,000 aggregate principal amount of its First Mortgage Bonds, Series A, to be dated September 1, 1936, to be due September 1, 1961, and to bear interest at the rate of four and one-half per cent per annum, it being stated in said application that the proposed issue and sale of said bonds are solely for the purpose of financing the business of the applicant and that the net proceeds derived therefrom will be used solely for the purpose of redeeming applicant's First Refunding Mortgage Gold Bonds, Series A, due 1951, now outstanding, and that application has been made to the Public Service Commission of the State of New York, the State Commission of the State in which such company is organized and doing business, for its express authorization of such issue and sale;

It is ordered, that such matter be set down for hearing on August 29, 1936, at ten o'clock in the forenoon of that day at Room 1101, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

Notice of such hearing is hereby given to said party and to any interested State, State commission, State securities commission, municipality, and any other political subdivision of a State, and to any representative of interested consumers or security holders, and any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before August 24, 1936.

It is further ordered, that Robert F. Reeder, an officer of the Commission, be, and he hereby is, designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law;

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 1722—Filed, August 13, 1936; 12:51 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 12th day of August A. D. 1936.

[Filed on July 22, 1936]

IN THE MATTER OF AN OFFERING SHEET OF A WORKING INTEREST IN THE GILLIAM # 1 FARM BY H. F. WILCOX, RESPONDENT

ORDER FOR CONTINUANCE (UNDER RULE 340 (B))

The Securities and Exchange Commission finding that the above offeror has requested a continuance of the hearing in the above entitled matter, and that its Counsel concurs in that request, which matter was last set to be heard at 1:00 o'clock in the afternoon of the 12th day of August 1936, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and it appearing proper to grant the request;

It is ordered, that the said hearing be continued to 2:00 o'clock in the afternoon of the 21st day of August 1936, at the same place and before the same Trial Examiner.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 1725—Filed, August 13, 1936; 12:51 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 12th day of August A. D. 1936.

[Filed on August 7, 1936]

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE LANDGREBE-VOLLERS FARM BY JAMES R. HAYNES, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)), AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

1. In that the farm name is omitted from Page 1, Division I;
 2. In that the name of the oil pipe-line company is omitted in Item 10, Division II;
 3. In that the legend and scale are omitted from Exhibit A;
- It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 11th day of September 1936, that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered, that Charles S. Lobingler, an officer of the Commission, be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance,

take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered, that the taking of testimony in this proceeding commence on the 27th day of August 1936 at 10:00 o'clock in the forenoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL] FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 1723—Filed, August 13, 1936; 12:51 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 12th day of August A. D. 1936.

[Filed on August 7, 1936]

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE TWIN STATE-COOK FARM, BY GEORGE H. MYERS, RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)), AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

1. In that no consideration has been given in Item 3, Division III, to the shrinkage due to liberation of gas from solution in the Skinner and Prue Sands;
2. In that no reasons are given for the use of the various factors, and the use thereof in combination with each other, in the estimation of recoverable oil in Division III in the Skinner and Prue Sands;
3. In that insufficient data are given in Division III to warrant the assumption of a factor of 34 feet of saturation in the Skinner Sand;
4. In that insufficient data are given in Division III to warrant the use of a 60% saturation factor in the Prue Sand;
5. In that no explanation is given for the use of a 70% saturation factor in the formula in Prue Sand in Division III, after 60% was said to have been selected;
6. In that the name and address of the offeror is omitted from Page 1, Division I;

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 11th day of September 1936, that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered, that Charles S. Lobingler, an officer of the Commission, be, and hereby is, designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments, to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or

material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered, that the taking of testimony in this proceeding commence on the 27th day of August 1936, at 11:00 o'clock in the forenoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 1724—Filed, August 13, 1936; 12:51 p. m.]

Saturday, August 15, 1936

No. 111

PRESIDENT OF THE UNITED STATES.

AMENDING REGULATIONS ON MIGRATORY GAME BIRDS

By the President of the United States of America

A PROCLAMATION

WHEREAS the Secretary of Agriculture, pursuant to section 3 of the Migratory Bird Treaty Act (40 Stat. 755; U. S. C., title 16, secs. 703-711), and having due regard to the zones of temperature and to the distribution, abundance, economic value, breeding habits, and times and lines of migratory flight of migratory birds included in the terms of the Convention between the United States and Great Britain for the protection of migratory birds concluded August sixteenth, nineteen hundred and sixteen, has determined when, to what extent, and by what means it is compatible with the terms of said Convention to allow hunting, taking, capture, killing, possession, sale, purchase, shipment, transportation, carriage, and export of such birds and parts thereof and their nests and eggs, and in accordance with such determinations has adopted and submitted to me regulations further amendatory of the regulations approved and proclaimed July 31, 1918, which said further amendatory regulations he, the said Secretary of Agriculture, has determined to be suitable regulations, permitting and governing the hunting, taking, capture, killing, possession, sale, purchase, shipment, transportation, carriage, and export of said birds and parts thereof and their nests and eggs, and which said further amendatory regulations are as follows:

Regulation 3, "Means by Which Migratory Game Birds May Be Taken", is amended to read as follows:

REGULATION 3.—MEANS BY WHICH MIGRATORY GAME BIRDS MAY BE TAKEN

The migratory game birds for which open seasons are specified in regulation 4 hereof may be taken during such respective open seasons with a shotgun only, not larger than no. 10 gage, fired from the shoulder, except as specifically permitted by regulations 7, 8, 9, and 10 hereof, but they shall not be taken with or by means of any automatic-loading or hand-operated repeating shotgun capable of holding more than 3 shells, the magazine of which has not been cut off or plugged with a one-piece metal or wooden filler incapable of removal through the loading end thereof, so as to reduce the capacity of said gun to not more than 3 shells at one loading; they may be taken during the open season from the land or water, with the aid of a dog, and from a blind, boat, or floating craft except sinkbox (battery), power boat, sailboat, any boat under sail and any craft or device of any kind towed by power boat or sailboat; but nothing herein shall permit the taking of migratory game birds from or by means, aid or use of an automobile or aircraft of any kind.

Waterfowl (except for propagation, scientific, or banding purposes under permit pursuant to regulations 8 and 9 of these regulations) and mourning doves are not permitted to

be taken by means, aid or use, directly or indirectly, of corn, wheat, oats, or other grain or products thereof, salt, or any kind of feed whatsoever, placed, deposited, distributed, scattered, or otherwise put out whereby such waterfowl or doves are lured, attracted, or enticed; and in the taking of waterfowl, the use, directly or indirectly, of live duck or goose decoys is not permitted; nor shall anything in these regulations be deemed to permit the use of aircraft of any kind, or of a power boat, sailboat, or other floating craft or device of any kind, for the purpose of concentrating, driving, rallying, or stirring up migratory waterfowl.

Regulation 4, "Open Seasons on and Possession of Certain Migratory Game Birds", is amended to read as follows:

REGULATION 4.—OPEN SEASONS ON AND POSSESSION OF CERTAIN MIGRATORY GAME BIRDS

Waterfowl (except snow geese and brant in Florida and all States north thereof bordering on the Atlantic Ocean, Ross's goose, wood duck, canvasback duck, redhead duck, ruddy duck, bufflehead duck, and swans), and coot, may be taken each day from 7 a. m. to 4 p. m., standard time, and rails and gallinules (other than coot), Wilson's snipe or jack-snipe, woodcock, mourning doves, and band-tailed pigeons from 7 a. m., standard time, to sunset each day during the open seasons prescribed therefor in this regulation, and they may be taken by the means and in the numbers permitted by regulations 3 and 5 hereof, respectively, and when so taken may be possessed in the numbers permitted by regulation 5 any day in any State, Territory, or District during the period constituting the open season where killed and for an additional period of 10 days next succeeding said open season, but no such bird shall be possessed in a State, Territory, or district at a time when such State, Territory, or District prohibits the possession thereof. Nothing herein shall be deemed to permit the taking of migratory birds on any reservation or sanctuary established under the Migratory Bird Conservation Act of February 18, 1929 (45 Stat. 1222) nor on any area of the United States set aside under any other law, proclamation, or Executive order for use as a bird, game, or other wildlife reservation, breeding grounds, or refuge except insofar as may be permitted by the Secretary of Agriculture under existing law, nor on any area adjacent to any such refuge when such area is designated as a closed area under the Migratory Bird Treaty Act.

Waterfowl (except snow geese and brant in Florida and all States north thereof bordering on the Atlantic Ocean, Ross's goose, wood duck, ruddy duck, canvasback duck, redhead duck, bufflehead duck, and swans), *Wilson's snipe or jack-snipe, and coot*.—The open seasons for waterfowl (except snow geese and brant in Florida and all States north thereof bordering on the Atlantic Ocean, Ross's goose, wood duck, ruddy duck, canvasback duck, redhead duck, bufflehead duck, and swans), Wilson's snipe or jack-snipe, and coot, in the several States and Alaska, shall be as follows, both dates inclusive:

In Maine, Michigan, Minnesota, Montana, New Hampshire, North Dakota, South Dakota, Vermont, and Wisconsin, October 10 to November 8;

In Arizona, California, Colorado, Connecticut, Idaho, Illinois, Indiana, Iowa, Kansas, Massachusetts, Missouri, Nebraska, Nevada, New Mexico, New York, including Long Island, Ohio, Oregon, Pennsylvania, Rhode Island, Utah, Washington, West Virginia, and Wyoming, November 1 to November 30;

In Alabama, Arkansas, Delaware, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, New Jersey, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and Virginia, November 26 to December 25;

In Alaska north of the Alaska Range and the Ahklun Mountains, September 1 to September 30; south of the Alaska Range and the Ahklun Mountains west of the 141st meridian and east of False Pass at the tip of the Alaska Peninsula, September 16 to October 15; southeastern Alaska from the 141st meridian to Dixon's Entrance, October 1 to October 30; and Islands of Unimak, Unalaska, Akutan, and Akun west of

